

# Daily Digest

## HIGHLIGHTS

Senate agreed to S. Con. Res. 31, Adjournment Resolution.

The House passed H.R. 2647, National Defense Authorization Act for Fiscal Year 2010.

## Senate

### Chamber Action

*Routine Proceedings, pages S7025–S7114*

**Measures Introduced:** Forty-two bills and three resolutions were introduced, as follows: S. 1348–1389, S. Res. 206, and S. Con. Res. 31–32.

**Pages S7069–71**

#### Measures Reported:

H.R. 2847, making appropriations for the Departments of Commerce and Justice, and Science, and Related Agencies for the fiscal year ending September 30, 2010, with an amendment in the nature of a substitute. (S. Rept. No. 111–34)

S. 1107, to amend title 28, United States Code, to provide for a limited 6-month period for Federal judges to opt into the Judicial Survivors' Annuities System and begin contributing toward an annuity for their spouse and dependent children upon their death.

**Page S7069**

#### Measures Passed:

**Trademark Act of 1946:** Senate passed S. 1358, to authorize the Director of the United States Patent and Trademark Office to use funds made available under the Trademark Act of 1946 for patent operations in order to avoid furloughs and reductions-in-force.

**Pages S7044–46**

**National Men's Health Week:** Committee on Health, Education, Labor, and Pensions was discharged from further consideration of S. Res. 190, supporting National Men's Health Week, and the resolution was then agreed to.

**Pages S7111–12**

**Recognizing Boating Community and Industry:** Committee on Commerce, Science, and Transportation was discharged from further consideration of S. Res. 199, recognizing the contributions of the recreational boating community and the boating indus-

try to the continuing prosperity of the United States, and the resolution was then agreed to. **Page S7112**

**Adjournment Resolution:** Senate agreed to S. Con. Res. 31, providing for a conditional adjournment or recess of the Senate, and a conditional adjournment of the House of Representatives.

**Pages S7112–13**

#### Measures Considered:

**Legislative Branch Appropriations Act:** Senate began consideration of H.R. 2918, making appropriations for the Legislative Branch for the fiscal year ending September 30, 2010, after agreeing to the motion to proceed, and taking action on the following amendments proposed thereto:

**Pages S7051–55, S7056–60**

##### Pending:

Nelson (NE) Amendment No. 1365, in the nature of a substitute. **Page S7051**

McCain Amendment No. 1366 (to Amendment No. 1365), to strike the earmark for the Durham Museum in Omaha, Nebraska. **Pages S7056–60**

##### Rejected:

Vitter Motion to commit the bill to the Committee on Appropriations, with instructions. (By 65 yeas to 31 nays (Vote No. 214), Senate tabled the amendment.) **Pages S7053–55**

A unanimous-consent agreement was reached providing that Senate resume consideration of the bill at approximately 3 p.m., on Monday, July 6, 2009, and resume consideration McCain Amendment No. 1366 (listed above), and that there be 10 minutes of debate equally divided and controlled between Senators Nelson (NE) and McCain, or their designees, and vote on or in relation to the amendment at 5:30 p.m.; provided that the following be the only first-degree amendments in order to the bill: Coburn amendment relative to online disclosure of Senate

spending; DeMint amendment relative to CVC inscription “In God We Trust”; and DeMint amendment relative to audit reform federal reserve; that upon disposition of the amendments, the substitute amendment, as amended, if amended, be agreed to, and Senate vote on passage of the bill; provided that upon passage of the bill, Senate insist on its amendment, request a conference with the House on the disagreeing votes of the two Houses and that the Chair be authorized to appoint conferees on the part of the Senate; provided further, that if a point of order is raised against the substitute amendment, then it be in order for another substitute amendment to be offered minus the offending provisions, but including any amendments which had been agreed to; provided that no further amendments be in order, and that the substitute amendment, as amended, if amended, be agreed to, and the remaining provisions beyond adoption of the substitute amendment remaining in effect.

**Page S7108**

**Impeachment Proceedings of Judge Samuel B. Kent:** Pursuant to Rule IX of the Rules and Procedures in the Senate when Sitting on Impeachment Trials, the Secretary of the Senate swore the Sergeant at Arms.

**Page S7055**

Sergeant at Arms sent to the desk the return of service executed upon service of the summons upon Judge Samuel B. Kent, on Wednesday, June 24, 2009, at 4:30 p.m., at Devens Federal Medical Center, Ayers, Massachusetts, accompanied by a statement of resignation executed by Judge Samuel B. Kent following service of summons, and to be effective June 30, 2009.

**Pages S7055–56**

A unanimous-consent agreement was reached providing that the Secretary of the Senate be directed to deliver the original statement of resignation executed by Judge Samuel B. Kent, on Wednesday, June 24, 2009, to the President of the United States and to send a certified copy of the statement of resignation to the House of Representatives; provided further, that a copy of the statement of resignation be referred to the Impeachment Trial Committee on the Articles Against Judge Samuel B. Kent established by the Senate on June 24, 2009.

**Page S7056**

**Department of Homeland Security Appropriations Act—Agreement:** A unanimous-consent agreement was reached providing that following a period of morning business, on Tuesday, July 7, 2009, Senate begin consideration of H.R. 2892, making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2010, and that once the bill is reported, Senator Murray or designee, be recognized to offer a substitute amendment; provided further, that this order is only applicable if the bill is available.

**Page S7108**

**Authorizing Leadership to Make Appointments—Agreement:** A unanimous-consent agreement was reached providing that, notwithstanding the recess or adjournment of the Senate, the President of the Senate, the President of the Senate Pro Tempore, and the Majority and Minority Leaders be authorized to make appointments to commissions, committees, boards, conferences, or interparliamentary conferences authorized by law, by concurrent action of the two Houses, or by order of the Senate.

**Page S7113**

**Authority for Committees—Agreement:** A unanimous-consent agreement was reached providing that, notwithstanding the adjournment of the Senate, that Senate Committees may file reported legislative and executive calendar business on Thursday, July 2, 2009, from 2 p.m. until 5 p.m.

**Page S7113**

**Nominations Confirmed:** Senate confirmed the following nominations:

By 62 yeas 35 nays (Vote No. EX. 213), Harold Hongju Koh, of Connecticut, to be Legal Adviser of the Department of State.

**Pages S7050–51**

Julius Genachowski, of the District of Columbia, to be a Member of the Federal Communications Commission for a term of five years from July 1, 2008.

Lawrence E. Strickling, of Illinois, to be Assistant Secretary of Commerce for Communications and Information.

Kathleen Martinez, of California, to be an Assistant Secretary of Labor.

Kurt M. Campbell, of the District of Columbia, to be an Assistant Secretary of State (East Asian and Pacific Affairs).

Robert S. Litt, of Maryland, to be General Counsel of the Office of the Director of National Intelligence.

Mercedes Marquez, of California, to be an Assistant Secretary of Housing and Urban Development.

Kathy J. Greenlee, of Kansas, to be Assistant Secretary for Aging, Department of Health and Human Services.

Ellen O. Tauscher, of California, to be Under Secretary of State for Arms Control and International Security.

Stephen Woolman Preston, of the District of Columbia, to be General Counsel of the Central Intelligence Agency.

Dennis M. McCarthy, of Ohio, to be an Assistant Secretary of Defense.

Robert Malcolm McDowell, of Virginia, to be a Member of the Federal Communications Commission for a term of five years from July 1, 2009.

Daniel M. Rooney, of Pennsylvania, to be Ambassador to Ireland. (Prior to this action, Committee on

Foreign Relations was discharged from further consideration.)

A routine list in the Foreign Service. (Prior to this action, Committee on Foreign Relations was discharged from further consideration.) **Page S7114**

**Nominations Received:** Senate received the following nominations:

Meredith Attwell Baker, of Virginia, to be a Member of the Federal Communications Commission for the remainder of the term expiring June 30, 2011.

Mignon L. Clyburn, of South Carolina, to be a Member of the Federal Communications Commission for a term of five years from July 1, 2007.

Christopher A. Hart, of Colorado, to be a Member of the National Transportation Safety Board for a term expiring December 31, 2012.

Judith Gail Garber, of Virginia, a Career Member of the Senior Foreign Service, Class of Minister-Counselor to be Ambassador to the Republic of Latvia.

Kerri-Ann Jones, of Maine, to be Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs.

Samuel Louis Kaplan, of Minnesota, to be Ambassador to the Kingdom of Morocco.

David Killion, of the District of Columbia, for the rank of Ambassador during his tenure of service as the United States Permanent Representative to the United Nations Educational, Scientific, and Cultural Organization.

James Knight, of Alabama, to be Ambassador to the Republic of Benin.

Karen Kornbluh, of New York, to be Representative of the United States of America to the Organization for Economic Cooperation and Development, with the rank of Ambassador.

Bruce J. Oreck, of Colorado, to be Ambassador to the Republic of Finland.

Charles Aaron Ray, of Maryland, to be Ambassador to the Republic of Zimbabwe.

Charlene Edwards Honeywell, of Florida, to be United States District Judge for the Middle District of Florida.

Jeffrey L. Viken, of South Dakota, to be United States District Judge for the District of South Dakota.

42 Navy nominations in the rank of admiral.

A routine list in the Foreign Service.

**Pages S7113–14**

**Messages from the House:** **Page S7067**

**Measures Placed on the Calendar:** **Pages S7026, S7067**

**Enrolled Bills Presented:** **Page S7067**

**Executive Communications:** **Pages S7067–69**

**Executive Reports of Committees:** **Page S7069**

**Additional Cosponsors:** **Pages S7071–73**

**Statements on Introduced Bills/Resolutions:** **Pages S7073–S7102**

**Additional Statements:** **Pages S7066–67**

**Amendments Submitted:** **Pages S7102–08**

**Notices of Hearings/Meetings:** **Page S7108**

**Authorities for Committees to Meet:** **Page S7108**

**Privileges of the Floor:** **Page S7108**

**Record Votes:** Two record votes were taken today. (Total—214) **Pages S7050–51, S7055**

**Adjournment:** Senate convened at 9:31 a.m. and adjourned, in accordance with S. Con. Res. 31, at 7:30 p.m., until 2 p.m. on Monday, July 6, 2009. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S7113.)

## Committee Meetings

(Committees not listed did not meet)

### APPROPRIATIONS: COMMERCE, JUSTICE, SCIENCE, AND RELATED AGENCIES, AND INTERIOR, ENVIRONMENT, AND RELATED AGENCIES

*Committee on Appropriations:* Committee ordered favorably reported the following bills:

H.R. 2847, making appropriations for the Commerce, Justice, Science, and Related Agencies for the fiscal year 2010, with an amendment in the nature of a substitute; and

An original bill making appropriations for the Interior, Environment, and Related Agencies.

### AUTHORIZATION: NATIONAL DEFENSE

*Committee on Armed Services:* Committee ordered favorably reported the following bills:

An original bill entitled "National Defense Authorization Act for Fiscal Year 2010";

An original bill entitled "Department of Defense Authorization Act for Fiscal Year 2010";

An original bill entitled "Military Construction Authorization Act for Fiscal Year 2010"; and

An original bill entitled "Department of Energy National Security Act for Fiscal Year 2010".

### BUSINESS MEETING

*Committee on Banking, Housing, and Urban Affairs:* Committee ordered favorably reported the nominations of Raphael William Bostic, of California, to be